

ASSIGNED**AMENDED**Serial No. **59761****APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office FEB 9 1994
Returned to applicant for correction APR 11 1994
Corrected application filed JUN 7 1994 Map filed JUN 7 1994 under 59760

The applicant Marvin & Kathleen Dye
120 Penrose of Yerington
Street and No. or P.O. Box No. City or Town
Nevada 89447 hereby make application for permission to change the
State and Zip Code No.
Point of Diversion
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit 50521
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.1174 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SW¹ NE¹ Sec. 10, T. 14 N., R. 25 E., M.D.B. & M.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
or at a point from which the SE corner of said Sec. 10 bears S 27°13'05" E a distance of 3,092.93'
6. The existing permitted point of diversion is located within SE¹ NE¹, Sec. 10, T. 14 N., R. 25 E., M.D.B. & M.
If point of diversion is not changed, do not answer.
or at a point from which SE corner of said Sec. 10 bears S 0°52'48" E a distance of 2,712.27'
7. Proposed place of use No change
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use NE¹ SE¹, SE¹ SE¹, SW¹ SE¹, SE¹ SW¹, Sec. 2; SW¹ NE¹, SE¹ NW¹, Sec. 10; all in T. 14 N., R. 25 E., M.D.B. & M. for a total of 202.245 acres
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) a drilled well, pump and distribution system
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works three years

14. Estimated time required to complete the application of water to beneficial use..... 5 Years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

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By..... s/Katherine A. Rice
P.O. Box 130
Smith, NV 89430

Compared..... pm/jr..... jr/vjw

Protested.....

APPROVAL
 OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 50521 is issued subject to the terms and conditions imposed in said Permit 50521 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of Permit 59761 will expire Permit 59763-T.

If this permit is cancelled or withdrawn, the water reverts to the source and not to the base right.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.1174..... cubic feet per second....., but not to exceed 808.98 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... November 7, 1995

Proof of completion of work shall be filed before..... December 7, 1995

Application of water to beneficial use shall be made on or before..... November 7, 1997

Proof of the application of water to beneficial use shall be filed on or before..... December 7, 1997

Map in support of proof of beneficial use shall be filed on or before..... December 7, 1997

Completion of work filed..... **FEB 08 1996**

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

Abrogated By 65265 6.11.74

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 7th day of..... November,

A.D. 19..... 94

R. Michael Turnipseed, P.E.
 State Engineer